

106th TN General Assembly

First Regular Session



Thursday, April 30, 2009

Senate – 27th Legislative Day House – 28th Legislative Day

SENATE

BILLS / RESOLUTIONS

Received from House, held on Senate desk – HB's 324, 355, 417, 487, 891, 985, 1017, 1305, 1742, 1946, 2266.

- *SJR 0356 by *Ramsey**
General Assembly, Confirmation of Appointment - Dr. Kenneth C. Hill, Tennessee Regulatory Authority -
- SJR 0357 by *Berke**
Memorials, Recognition - Jack Murrah, Governor's Arts Leadership Award -
- SJR 0358 by *Black**
Memorials, Recognition - David A. Doyle, President of the Tennessee District Public Defenders
Conference -
- SJR 0359 by *Tracy**
Memorials, Retirement - Sarah Helene Woodard Lusty -
- SJR 0360 by *Black**
Memorials, Interns - William Talley Ridley -
- SJR 0361 by *Kyle**
Memorials, Academic Achievement - Mary Carnes, Valedictorian, Westminster Academy -
- SJR 0362 by *Kyle**
Memorials, Academic Achievement - Amy Katherine Smith, Salutatorian, Westminster Academy -
- SJR 0363 by *Harper**
Memorials, Recognition - Miss Black Tennessee Scholarship Pageant -
- SJR 0364 by *Burchett**
Memorials, Death - Allison Brundick Haramis -
- SJR 0365 by *Henry**
Memorials, Death - Dan Miller -
- SJR 0366 by *Burchett, Woodson, McNally**
Memorials, Recognition - Scott Davis -
- SJR 0367 by *Black**
Memorials, Recognition - Donald L. Samuels -
- SJR 0368 by *Overbey**
Memorials, Academic Achievement - Justin Alexander, Salutatorian, Heritage High School -
- SJR 0369 by *Overbey**
Memorials, Academic Achievement - Holly Reagan, Valedictorian, Heritage High School -
- SJR 0370 by *Overbey**
Memorials, Academic Achievement - Sara Stanfill, Salutatorian, Gatlinburg-Pittman High School -

(Senate Resolutions cont.)

SJR 0371 by *Overbey

Memorials, Academic Achievement - Ida Rose Wellborn, Valedictorian, Gatlinburg-Pittman High School

SJR 0372 by *Overbey

Memorials, Academic Achievement - James Nathan Cantrell, Valedictorian, Gatlinburg-Pittman High School -

SJR 0373 by *Overbey

Memorials, Academic Achievement - Brooke McCarter, Salutatorian, Pigeon Forge High School -

SJR 0374 by *Overbey

Memorials, Academic Achievement - Molly Brackins, Salutatorian, Pigeon Forge High School -

SJR 0375 by *Overbey

Memorials, Academic Achievement - Alex Stinnett, Valedictorian, Pigeon Forge High School -

SJR 0376 by *Overbey

Memorials, Academic Achievement - Julia Huskey, Valedictorian, Pigeon Forge High School -

SJR 0377 by *Finney L

Memorials, Retirement - Kelly Holmes -

SB 2366 by *Beavers (HB 2399 by *Weaver)

Red Boiling Springs - As introduced, subject to local approval, rewrites charter. - Amends Chapter 120 of the Private Acts of 1953; as amended.

SB 2367 by *Barnes (HB 2401 by *Johnson C, Pitts, Johnson P)

Clarksville - As introduced, subject to local approval, rewrites the charter. - Amends Chapter 292 of the Private Acts of 1957.

SB 2368 by *Gresham (HB 2400 by *Shaw)

Toone - As introduced, subject to local approval, reduces required number of ordinance readings from three to two, defines corporate boundaries, permits aldermen to simultaneously serve as recorder or treasurer. - Amends amend Chapter 414 of the Acts of 1903; as amended.

THIRD CONSIDERATION

Consent Calendar:

SJR's 326, 328, 329, 330, 331, 332, 333, 334, 336, 337 – ADOPTED 31-0.

SJR's 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348 – ADOPTED 31-0.

SR's 75, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93 – ADOPTED 31-0.

SR's 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108 – ADOPTED 31-0.

HJR's 368, 370, 371, 372, 374, 375, 376, 377, 378, 380 – CONCURRED 31-0.

Regular Calendar:

SB 383 – s/c HB 411 – PASSED 31-0.

SB 474 – s/c HB 70 – PASSED 31-0.

SB 686 – RE-REF to FW&M.

SB 812 – RE-SET to 5/4/09.

SB 851 – Amd. #2 ad. – PASSED AS AMENDED 32-0.

SB 861 – PASSED 21-3.

SB 913 – s/c HB 218 – Amds. #1 to 2, 2 ad. – PASSED AS AMENDED 32-0.

SB 946 – Amd. #1 ad. – PASSED AS AMENDED 31-0.

SB 1092 – RE-SET to 5/4/09.

SB 1309 – s/c HB 1311 – PASSED 26-5.

SB 1415 – s/c HB 1250 – PASSED 32-0.

SB 1552 – Amd. #1 ad. – PASSED AS AMENDED 25-5.

SB 1567 – RE-SET to 5/9/09.

SB 1627 – Amd. #1 ad. – PASSED AS AMENDED 30-0.

SB 2006 – RE-SET to 5/7/09.

SB 2296 – Amd. #2 ad. – PASSED AS AMENDED 30-0.

SB 2316 – Amd. #1 ad. – PASSED AS AMENDED 32-0.

SB 2300 – PASSED 32-0.

SB 66 – RE-SET to 5/7/09.

(Third Considerations cont.)
SB 433 – RE-SET to 5/4/09.
SB 476 –RE-SET to 5/7/09.
SB 1502 – RE-SET to 5/4/09.
SB 1543 – RE-SET to 5/7/09.

Message Calendar:

SB 268 – H Amd. #2 CONCURRED.
SB 335 – S refused to recede from non-concurrence; Conference Committee appointed – Sens. Johnson, Watson, Ford.
SB 393 – H Amd. #4 CONCURRED.
SB 536 – H Amd. #2 CONCURRED.
SB 1559 – RE-SET to next message calendar.

OTHER ACTION

HJR 384 – s/r CONCURRED v.v.
HJR 385 – s/c CONCURRED v.v.

COMMITTEE CALENDARS FOR TUESDAY, MAY 5, 2009

COMMERCE, LABOR & AGRICULTURE – SHR #12 – 1:00 p.m. –
SB's 2055, 1297, 1576, 607, 1937, 1491, 186, 2239, 2250, 2284, 669, 774, 776, 1203, 693, 1941, 727, 381, 1276, 430, 489, 503, 1508, 897, 991, 1652, 1674, 1680, 273, 224, 227.
EDUCATION –
SB's 1561, 1173, 81, 899, 72, 621, 23, 482, 452, 1708, 1718, 823, 1742, 1743, 942, 1771, 1775, 1782, 1825, 2337, 171, 1321, 2140, 1590, 1313.
JUDICIARY – SHR #12 – 11:00 a.m. & 5/6 – SHR #12 – 2:00 p.m. –
TO BE PUBLISHED AT A LATER TIME
STATE & LOCAL GOVERNMENT – SHR #12 – 8:00 a.m. –
HJR's 52, 254, SB's 120, 2184, 2142, 697, 2191, 830, 660, 42, 202, 1246, 1249, 1260, 1564, 2171, 1673, 2146, 1777, 1813, 1821, 1822, 1059, 1060, 1704, 1706, 2110, 2111, SJR 114, SB's 208, 1352, 1353, 2127, 1514, 1539, 1540, 2085, 2091, 1184, 1466, 2116, 1307, 1310, 2027, 139, 880, 1685, 2079, 2156, 161, 162, 164, 1600, 1090, 1116.

COMMITTEE CALENDARS FOR WEDNESDAY, MAY 6, 2009

FINANCE, WAYS & MEANS – SHR #12 – 8:00 a.m. –
Regular: SB's 41, 53, 473, 529, 872, 973, 977, 1088, 1099, 1201, 1504, 1934, 2162, 2169, 22300, 2315, SR 26.
Consent: HJR 27, SB's 453, 531, 1312, 1684, 1916, 2279.
GENERAL WELFARE, HEALTH & HUMAN RESOURCES – SHR #12 – 10:00 a.m. –
SB's 470, 752, 2013, 2247, 2104, SJR 72, SB's 1179, 2297, 2275, 988, 2089, 2071, 2072, 1146, 767, 1956, 1584, 455, 2004, 726, 644, 645, 1495, 1716, 778, 806, 638, 1786, 1787, 1788, 2314, 416, 1121, 54, 1284, 1238, 1241, 425, 1729, 2132. Budget Hearings: Dept. of Mental Health & Developmental Disabilities; Dept. of Children's Services.
GOVERNMENT OPERATIONS – SHR #12 – 1:00 p.m. –
SB's 2306, 1029, 462, SJR 306, SB's 1006, 1014, 1053, 1013, 1388, 1044, 373, 1025, 370, 358, 371.

MESSAGE FROM THE GOVERNOR

SB's 91, 110, 124, 256, 329, 356, 366, 389, 437, 445, 801, 810, 853, 866, 867, 1037, 1039, 1056, 1151, 1383, 1538, 2050, 2103, 2221, 2235, 2259 – SIGNED 4/27/09.

CALENDARS FOR MONDAY, MAY 4, 2009

Consent

- 1. SJR 0354 by *Herron, Henry, Finney L**
Memorials, Public Service - Congressman John Tanner -
- 2. SJR 0355 by *Barnes**
Memorials, Academic Achievement - Rebecca Lampley, Valedictorian, Sycamore High School -
- 3. SR 0111 by *Faulk**
Memorials, Academic Achievement - Hollie Collins, Valedictorian, Washburn High School -
- 4. SR 0112 by *Faulk**
Memorials, Interns - George Clark Shifflett, III -
- 5. SR 0113 by *Faulk**
Memorials, Retirement - William Guy Justis, Jr. -
- 6. SR 0114 by *Faulk**
Memorials, Personal Achievement - Rebecca Garcia, Girl Scout Gold Award -
- 7. HJR 0307 by *Litz, Lollar, Montgomery, Roach, Harrison**
Memorials, Sports - Morristown Trap Shooting Team -
- 8. HJR 0383 by *Coley, Lollar**
Memorials, Academic Achievement - Suiwen Liang, Valedictorian, Bolton High School -
- 9. HJR 0386 by *Matheny**
Memorials, Recognition - Traders National Bank, 120th anniversary -
- 10. HJR 0387 by *Williams**
Memorials, Retirement - Jerry M. Patton -
- 11. HJR 0388 by *Williams**
Memorials, Retirement - Arthur M. Webb -
- 12. HJR 0390 by *Evans**
Memorials, Academic Achievement - James Kellar, Valedictorian, Springfield High School -
- 13. HJR 0391 by *Tidwell**
Memorials, Recognition - McDonald Craig -
- 14. HJR 0392 by *Ramsey**
Memorials, Academic Achievement - Olivia Colleen Miller, Salutatorian, Maryville High School -
- 15. HJR 0393 by *Ramsey**
Memorials, Academic Achievement - Joseph Hunter Tipton, Valedictorian, Maryville High School -
- 16. HJR 0394 by *Harrison**
Memorials, Academic Achievement - Elizabeth Rhea, Salutatorian, Hancock County High School
- 17. HJR 0395 by *Harrison**
Memorials, Academic Achievement - Cassandra Bunch, Valedictorian, Hancock County High School -
- 18. HJR 0396 by *Harrison**
Memorials, Retirement - John Carroll -
- 19. HJR 0397 by *Evans**
Memorials, Academic Achievement - Charmelle Gardner, Salutatorian, Springfield High School -
- 20. HJR 0402 by *Maddox**
Memorials, Recognition - Randy Frazier -

Consent #2

- 1. *SB 0235 by *Gresham (HB 0361 by *Dennis, Rich)**
Game and Fish Laws - As introduced, provides that the determination as to whether property, such as vehicles, seized for violations of certain game and fish laws is forfeited to state is determined by court hearing the violation rather than an administrative hearing officer. - Amends TCA Title 70, Chapter 6, Part 2.

(Consent Calendar #2 cont.)

2. ***SB 0251 by *Marrero B (HB 0375 by *Coley)**
Local Education Agency - Enacts the "Archival Protection Act of 2009" to urge preservation of historically significant personal property located in public schools that have been closed. - Amends TCA Title 49.
3. ***SB 0332 by *Johnson, Ketron (HB 1013 by *Lynn, Kernell, Cobb J)**
Sunset Laws - As introduced, extends board of dispensing opticians, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 14.
4. ***SB 0362 by *Johnson (HB 1043 by *Lynn, Kernell, Cobb J)**
Sunset Laws - As introduced, extends polysonographic professional standards committee, June 30, 2011; revises ability of committee to punish fraud or deceit in practice of polysonography. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 31.
5. ***SB 0388 by *Gresham, Overbey (HB 0522 by *Rich, Shipley, Faulkner)**
Criminal Offenses - As introduced, provides that escaping from the lawful custody of a law enforcement officer constitutes the offense of escape the same as escaping from a penal institution. - Amends TCA Title 39, Chapter 16, Part 6.
6. ***SB 0498 by *Burchett (HB 1662 by *Armstrong, Tindell, Niceley, Dunn, Brooks H, Haynes)**
Housing - As introduced, modifies description and requirements of eligible properties for certain redevelopment or urban renewal plans containing tax increment financing. - Amends TCA Section 13-20-202 and Section 13-20-205.
7. **SB 0940 by *Watson (*HB 0780 by *McCormick)**
Registers of Deeds - As introduced, authorizes Hamilton County register's office to collect a \$2.00 electronic filing submission fee for each electronically-filed document recorded over the Internet through such register's county-run electronic filing portal; documents filed by governmental entities are exempt; requires approval of two thirds of local legislative body. - Amends TCA Title 8, Chapter 21, Part 10; Title 10, Chapter 7, Part 1 and Title 66, Chapter 24, Part 1.
8. **SB 1030 by *Johnson (*HB 1063 by *Lynn, Kernell, Cobb J)**
Sunset Laws - As introduced, extends board of physical therapy, June 30, 2014. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 13.
9. **SB 1031 by *Johnson (*HB 1060 by *Lynn, Kernell, Cobb J)**
Sunset Laws - As introduced, extends the board of occupational therapy, June 30, 2014. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 13.
10. ***SB 1109 by *Stewart (HB 1251 by *Curtiss)**
Insurance Companies, Agents, Brokers, Policies - As introduced, permits lapsed public adjuster license to be reissued if application for renewal occurs within 18 months, instead of 12 months, of original date of expiration. - Amends TCA Title 56.
11. **SB 1158 by *Finney L (*HB 1297 by *Maddox)**
Taxes, Real Property - As introduced, redefines "person entitled to redeem property" to include only persons who on the date of the tax sale own a legal or equitable interest in the property sold at the tax sale. - Amends TCA Section 67-5-2701.
12. ***SB 1339 by *Tate (HB 1631 by *Richardson, Jones U)**
Motor Vehicles - As introduced, increases from five to 10 years the minimum age of an abandoned vehicle that can be destroyed without title and notification of last owner of record and lienholders. - Amends TCA Title 55.
13. ***SB 1340 by *Tate (HB 1632 by *Richardson, Jones U)**
Motor Vehicles - As introduced, specifies that owner of private property cannot designate garage keeper or towing firm, or employee of either, as owner's agent to approve towing vehicle from the property. - Amends TCA Title 55.
14. **SB 1417 by *Ketron (*HB 1252 by *Curtiss)**
Contractors - As introduced, establishes as an unfair act under the Consumer Protection Act the practice of a general contractor requiring a subcontractor, as a condition of being awarded a job, to waive the subcontractor's lien rights. - Amends TCA Title 47, Chapter 18; Title 47, Chapter 25; Title 62, Chapter 6 and Title 66, Chapter 34.
15. ***SB 1446 by *Haynes (HB 1560 by *West, Moore)**
Teachers, Principals and School Personnel - As introduced, affords teachers in Davidson County a hearing if such teachers are suspended from duty. - Amends TCA Section 49-5-512.

(Consent Calendar #2 cont.)

16. *SB 1571 by *Haynes (HB 1449 by *Coleman)

Attorneys at Law - As introduced, provides that in order to practice law, person must receive license issued by supreme court and comply with Rule 6 of the rules of the supreme court, except for rule 19 pro hac vice admissions. - Amends TCA Title 23.

17. *SB 1594 by *Burks (HB 1473 by *Fincher)

Methamphetamine - As introduced, increases the time a pharmacy that chooses to maintain a written register of purchasers of methamphetamine precursors, as opposed to an electronic register, from one year to two years. - Amends TCA Title 39, Chapter 17 and Title 63, Chapter 10.

18. *SB 1665 by *Finney L (HB 1429 by *Pitts)

Criminal Offenses - As introduced, redefines "serious bodily injury" to include a broken bone of a child who is eight years of age or younger. - Amends TCA Section 39-11-106.

19. *SB 1745 by *Ketron (HB 1648 by *Jones U)

Labor and Workforce Development, Dept. of - As introduced, directs the department to establish the "We Want To Learn English Initiative." - Amends TCA Title 4, Chapter 3, Part 14 and Title 49.

20. SB 1783 by *Herron (*HB 0402 by *Borchert)

County Officers - As introduced, allows Henry County to abolish office of constable or remove law enforcement powers of constables upon two-thirds vote of governing body. - Amends TCA Title 8, Chapter 10, Part 1.

21. *SB 1909 by *Norris (HB 1500 by *Fitzhugh, Casada)

Workers Compensation - As introduced, adds additional injuries that are not covered by workers' compensation. - Amends TCA Section 50-6-110.

22. *SB 1910 by *Haynes (HB 1439 by *Coleman)

Civil Procedure - As introduced, changes name of "juvenile referee" to "juvenile magistrate" and "child support referee" to "child support magistrate." - Amends TCA Title 36 and Title 37.

23. SB 2113 by *Overbey (*HB 2041 by *McCord, Hardaway)

Landlord and Tenant - As introduced, provides that present law pertaining to rented premises unfit for habitation, which was enacted in 2008 and is scheduled to expire July 1, 2009, shall continue until later amended or repealed. - Amends TCA Section 68-111-109 and Chapter 1027 of the Public Acts of 2008.

24. SB 2234 by *Kyle (*HB 2278 by *Shaw, Turner M)

Hospitals and Health Care Facilities - As introduced, extends expiration date of the tax on the gross receipts of ICFMRs from July 15, 2009, to July 15, 2011. - Amends TCA Section 68-11-830.

25. SB 2254 by *Kyle, Marrero B (*HB 2262 by *DeBerry J, Turner M, Jones S)

Child Abuse - As introduced, deletes authorization for child abuse review teams. - Amends TCA Title 37, Chapter 1.

26. SB 2280 by *Kyle, Henry (*HB 2325 by *Stewart, Turner M)

Medicaid and Medicare - As introduced, authorizes bureau of TennCare to bring administrative proceedings to recover TennCare funds under certain circumstances. -

27. *HJR 0121 by *Fitzhugh, Maddox

General Assembly, Review Or Ratification of Rules - Approves amendments to the articles of incorporation and bylaws of the Tennessee Technology Development Corporation. -

28. *SJR 0311 by *McNally, Burchett, Henry, Woodson, Black, Gresham

Memorials, Congress - Reaffirms Tenth Amendment to the Constitution, claims sovereignty of state of Tennessee, and serves as notice and demand that Congress cease and desist mandates beyond those that are constitutionally delegated. -

Local Bill

1. SB 2065 by *Overbey (HB 2042 by *McCord)

Blount County - As introduced, subject to local approval, increases the hotel motel tax from 4 percent to 5 percent; redistributes the proceeds. - Amends Chapter 102 of the Private Acts of 1979; as amended.

Regular

1. ***SB 0034 by *Marrero B (HB 0297 by *Richardson)**
Mental Illness - As introduced, authorizes judicial commitment to mandatory outpatient treatment as an alternative to involuntary care and treatment in a hospital or treatment resource. - Amends TCA Title 33, Chapter 6, Part 5.
2. **SB 0097 by *Berke (*HB 0066 by *Fincher)**
Divorce, Annulment and Alimony - As introduced, removes a provision that allows a court to dismiss a divorce or legal separation complaint because the complaint lacks required information. - Amends TCA Title 36, Chapter 4, Part 1.
3. **SB 0192 by *Bunch (*HB 0268 by *Watson)**
Domestic Violence - As introduced, clarifies that victims are not required to pay court costs and attendant fees for ex parte orders of protection. - Amends TCA Title 36, Chapter 3, Part 6.
4. ***SB 0286 by *Black (HB 0843 by *Johnson C)**
Insurance, Life - As introduced, authorizes a charitable organization to pay a commission to a person as a result of charitable gift annuity transaction under specified circumstances. - Amends TCA Title 56, Chapter 52.
5. ***SB 0314 by *Black, Harper (HB 1225 by *Harwell, Sontany, Pruitt, Gilmore, Jones S, Maggart, Richardson, Camper, Fincher)**
Domestic Violence - As introduced, requires person subject to order of protection to surrender all firearms the person owns or possesses to the sheriff of county of residence and creates Class A misdemeanor of person subject to an order of protection possessing a firearm. - Amends TCA Title 36, Chapter 3, Part 6; Title 39, Chapter 13, Part 1 and Title 39, Chapter 17, Part 13.
6. ***SB 0333 by *Johnson (HB 1053 by *Lynn, Kernell, Cobb J)**
Sunset Laws - As introduced, sunsets board of electrolysis examiners; transfers duties of board to the commissioner of health. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 26.
7. ***SB 0549 by *Norris (HB 0793 by *Harwell, Shepard, Todd, Favors, Lundberg, Ferguson, Casada)**
Insurance, Health, Accident - As introduced, authorizes health insurance entity to deny claim by provider where entity learns after date of service that another entity provided coverage for insured on same date of service; clarifies that provider contract with other entity begins on either the date claim is denied or date original entity recoups payment. - Amends TCA Title 56, Chapter 7, Part 1.
8. **SB 0582 by *Henry (*HB 0618 by *Sontany)**
Consumer Protection - As introduced, prohibits a business or other entity from printing a consumer's social security number on a card or badge if the consumer has to display that card in order to obtain goods or services to which the consumer is entitled. - Amends TCA Title 47, Chapter 18, Part 21; Title 53; Title 56 and Title 63.
9. ***SB 0651 by *Finney L (HB 0792 by *Bass, Eldridge, Lundberg)**
Private Protective Services - As introduced, requires licensees to submit specified information to local law enforcement agencies and requires local law enforcement agencies to notify commissioner of known violations of private protective services laws. - Amends TCA Title 62, Chapter 35.
10. **SB 0666 by *Stewart (*HB 0417 by *Matheny, Cobb C, Fraley, Faulkner, Lollar)**
Law Enforcement - As introduced, authorizes independent contractors to employ private special deputies to provide security and law enforcement capability for governmental property under certain circumstances. - Amends TCA Title 38, Chapter 8, Part 1.
11. **SB 0705 by *Tate (*HB 0050 by *Gilmore)**
Public Health - As introduced, requires the department of health, in coordination with the office of minority health, to develop a plan to respond to the HIV/AIDS crisis in African-American communities throughout Tennessee; authorizes the state treasury to create a special fund designated as the African-American HIV/AIDS Response Fund in which moneys may be deposited, subject to appropriation, to fund implementation of the proposed plan. - Amends TCA Title 68.

(Regular Calendar cont.)

12. SB 0769 by *Burchett, Woodson (*HB 0564 by *Brooks H)

Education - As introduced, clarifies that the department which is to report on the design of a comprehensive plan to reduce the burden of asthma on students is the department of health; requires the report to be made to the education committees of the house and senate in addition to the senate general welfare, health and human resources committee and the house health and human resources committee. - Amends TCA Title 49.

13. *SB 0836 by *McNally, Burchett (HB 1707 by *Curtiss)

Privacy, Confidentiality - As introduced, broadens the scope of the "Personal Rights Protection Act of 1984." - Amends TCA Title 47, Chapter 25, Part 11.

14. *SB 0905 by *Burks (HB 1824 by *Winningham, Brown, Shaw, Eldridge)

Local Education Agency - As introduced, requires each local school system's budget to include paying at least 30 percent of medical insurance premium costs for support or non-professional employees who participate in the coverage out of BEP medical insurance component. - Amends TCA Title 49, Chapter 2, Part 2.

15. SB 0921 by *Stanley (*HB 0985 by *McManus, Tidwell, Dean, Rowland, Lollar, Faulkner, Eldridge, Coley, Matheny, Brooks K, Campfield, Hensley, Ferguson, Johnson C, Moore, Yokley, Niceley, Towns, Bone, Weaver, Hackworth, Windle)

Motor Vehicles, Titling and Registration - As introduced, removes requirement that antique motor vehicles displaying "antique" license plates be driven only on Saturdays or Sundays and allows their use for general transportation. - Amends TCA Title 55, Chapter 4.

16. *SB 0959 by *Tracy (HB 1325 by *Harmon, Dean, Fraley)

Special License Plates - As introduced, extends time for which persons with special license plates that fail to meet minimum issuance requirements must wait for new plates from three to five-year period. - Amends TCA Title 54 and Title 55.

17. SB 0993 by *Harper (*HB 0888 by *Sontany, Hardaway)

Property - As introduced, requires a seller to disclose to a buyer whether a residence has been moved from an existing foundation to another foundation. - Amends TCA Title 66, Chapter 5, Part 2.

18. *SB 1023 by *Johnson (HB 1818 by *Lynn)

State Government - As introduced, requires joint evaluation committees to meet at least quarterly. - Amends TCA Title 4, Chapter 29.

19. SB 1049 by *Johnson (*HB 1029 by *Lynn, Kernell, Cobb J, Hardaway)

Sunset Laws - As introduced, extends state university and community college system, board of regents, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 8.

20. *SB 1082 by *Harper, Henry, Haynes (HB 1347 by *Pruitt, Gilmore)

Tourism - As introduced, enacts the "Convention Center Authorities Act of 2009"; revises certain provisions concerning financing and development of convention centers affecting Davidson County. - Amends TCA Title 7 and Title 67.

21. SB 1114 by *Faulk (*HB 0720 by *Niceley, Faulkner, Weaver, Brooks H, Watson, Ramsey, Roach, Harrison, Shipley, Borchert, Lollar, Matheny, Towns, Coley, Casada, Camper, McCord, Winningham, Campfield, Johnson C)

Milk, Dairy Products - As introduced, authorizes an individual who owns a cow or goat to sell raw milk produced by such animal to a person who has a prescription from a physician prescribing the consumption of raw milk for such person; requires the person selling the milk to keep the prescription and make it available for inspection by the department of agriculture if the prescription is for an extended period of time. - Amends TCA Title 44, Chapter 19 and Title 53.

22. *SB 1166 by *Finney L (HB 1387 by *Halford)

Taxes, Real Property - As introduced, specifies procedures for sale of property purchased at a delinquent tax sale for municipal taxes only. - Amends TCA Title 6, Chapter 55, Part 2 and Title 67, Chapter 5.

23. *SB 1176 by *Black (HB 1742 by *Fitzhugh, Casada, Yokley, Cobb C, McCormick, Harrison, McCord, Maddox, Bone, Shaw, Brown)

Real Estate Agents and Brokers - As introduced, establishes certain qualifications and standards for real estate continuing education instructors. - Amends TCA Title 62, Chapter 13.

(Regular Calendar cont.)

24. *SB 1382 by *Johnson (HB 1520 by *Sargent)

Insurance, Health, Accident - As introduced, states that a health insurance carrier shall not require a health care provider to notify the carrier of a hospital inpatient admission within less than one business day of admission. - Amends TCA Title 56, Chapter 7.

25. *SB 1397 by *Johnson (HB 1721 by *Lundberg, Matheny, Shepard, Casada, Favors, Cobb C)

Insurance Companies, Agents, Brokers, Policies - As introduced, establishes procedures for internal reconsideration and independent review of disputed claims for payment by health insurance entities in the delivery of health care services by health care providers. - Amends TCA Title 56, Chapter 7.

26. SB 1413 by *Ketron (*HB 1249 by *Curtiss)

Contractors - As introduced, authorizes the board for licensing contractors, in circumstances deemed appropriate by the board, to delay issuing a license for a period longer than six months to a person who engages or offers to engage in contracting without a license. - Amends TCA Title 62, Chapter 6.

27. *SB 1424 by *Stanley (HB 2242 by *Todd)

Development Districts - As introduced, discontinues appointment of specified members of the general assembly as members on the board of directors of district management corporations and local neighborhood development corporations. - Amends TCA Title 7, Chapter 84 and Title 13, Chapter 13.

28. SB 2002 by *Haynes (*HB 1531 by *Harwell)

Teachers, Principals and School Personnel - As introduced, provides that employee bonuses and performance compensation are not conditions of employment that the board of education and professional employees' organization have to negotiate in good faith. - Amends TCA Title 49, Chapter 5, Part 6.

29. SB 2205 by *Johnson (*HB 2349 by *Dennis, Campfield, Faulkner, Haynes, Rich, Shipley, Carr, Eldridge)

Pensions and Retirement Benefits - As introduced, requires forfeiture of access to health insurance benefits by any member of the general assembly convicted of a felony involving public office. - Amends TCA Title 8.

30. SB 0433 by *Bunch, Gresham, Johnson, Beavers, Ketron, Woodson, Yager (*HB 0431 by *Bell, Weaver, Evans)

Schools, Home - As introduced, requires that diplomas issued by home schools be recognized by all state and local governmental entities as having the same rights and privileges of diplomas issued by public school systems. - Amends TCA Title 1, Chapter 3.

31. *SB 0812 by *Overbey (HB 1278 by *Stewart)

Consumer Protection - As introduced, enacts the "Uniform Debt Management Services Act." - Amends TCA Title 47.

32. SB 1092 by *Stanley, Black (*HB 0950 by *Lynn)

Hotels and Restaurants - As introduced, prohibits the commissioner of health, and any county or metropolitan board of health or political subdivision, from enacting an ordinance or issuing any rule or regulation pertaining to the provision of food nutritional information at food service establishments. - Amends TCA Section 68-14-303.

33. *SB 1292 by *Crowe (HB 1376 by *Hill)

Special License Plates - As introduced, creates a specialty earmarked license plate for Children's Hospital at Johnson City. - Amends TCA Title 55, Chapter 4.

34. *SB 1313 by *Berke (HB 1865 by *Brown)

Education - As introduced, renames "model teen learning centers" as "model young adult learning centers." - Amends TCA Title 49.

35. SB 1502 by *Burchett (*HB 1202 by *McCord)

Traffic Safety - As introduced, prohibits entering into or modifying existing contracts for installation of surveillance cameras if revenues from traffic fines are shared with company; and extends traffic signals' yellow light at intersections with surveillance cameras to five seconds. - Amends TCA Title 6; Title 7 and Title 55.

(Regular Calendar cont.)

36. *SB 1567 by *Norris (HB 1471 by *Casada)

Workers Compensation - As introduced, requires the AOC to consult with the joint legislative workers' compensation committee when developing education programs related to workers' compensation for the annual meeting. - Amends TCA Title 50 and Title 56.

SENATE CONVENES AT 5:00 P.M., MONDAY, MAY 4, 2009

H O U S E

BILLS / RESOLUTIONS

HB's 2399 – 2401 were introduced and passed on first consideration.

Received from Senate, held on House desk – SB's 205, 267, 340, 361, 386, 441, 443, 809, 855, 997, 1000, 1003, 1004, 1007, 1009, 1020, 1026, 1028, 1032, 1035, 1042, 1050, 1213, 1338, 1574, 1693, 2225, 2271.

HR 0083 by *Hardaway

General Assembly, Directed Studies - Urges department of safety to determine the need for a state-wide policy on minimum standards of fresh pursuit. -

***HR 0084 by *Bass, Williams, Bone, Faulkner, Borchert, Niceley, Ford, Halford, Weaver, Litz, Shaw, McDaniel**
Memorials, Government Officials - Urges University of Tennessee Institute of Agriculture to reconsider its plan to restructure Dairy Research and Education Center at Lewisburg; expresses sense that Center should be permitted to continue its current operations involving herd of milk-producing Jersey cows.

HR 0085 by *Shipley, Mumpower, Lundberg, Ford Memorials, Recognition - Sullivan South High School Winter Drumline -

HR 0086 by *Borchert

Memorials, Academic Achievement - Teresa Fowler, Salutatorian, Camden Central High School -

***HR 0087 by *DeBerry J**

General Assembly, Statement of Intent or Position - Urges Federal Republic of Germany to recognize basic, fundamental rights of parents and allow its citizens to determine educational upbringing of their own children. -

HR 0088 by *McCormick

Memorials, Recognition - Bronco Mendenhall, BYU Head Football Coach -

HJR 0403 by *Harrison

Memorials, Retirement - Melville Bailey -

HJR 0404 by *Hensley

Memorials, Professional Achievement - Mike Gladney, 2008 Dispatcher of the Year -

HJR 0405 by *Hensley

Memorials, Personal Achievement - Atticus Wright, Governor of American Legion Boys' State -

(House Resolutions cont.)

HJR 0406 by *Turner M

Memorials, Recognition - Turner Williams -

HJR 0407 by *Turner M

Memorials, Recognition - Jim Tucker -

HJR 0408 by *Casada, Sargent

Memorials, Recognition - Brentwood Baptist Church, 40th anniversary -

HJR 0409 by *Casada

Memorials, Professional Achievement - John Marcus Fielder, Nolensville Volunteer Fire Department
2009 Fireman of the Year -

HJR 0410 by *Casada

Memorials, Interns - Denise Money -

HJR 0411 by *Casada

Memorials, Interns - Lauren Hopper -

***HJR 0412 by *Todd**

General Assembly, Studies - Creates a special joint committee to study the economic and regulatory impact of broadening the number and types of establishments involved with and related to the retail sale of wine and alcoholic beverages. -

***HJR 0413 by *Bone**

General Assembly, Statement of Intent or Position - Urges the United States Congress to change the definition of "renewable biomass" in the Clean Air Act. -

HJR 0414 by *Coleman

Naming and Designating - "National Peace Officers' Memorial Day," May 14, 2009 -

HJR 0415 by *Richardson

Memorials, Death - Victor Zager -

HJR 0416 by *Fincher

Memorials, Professional Achievement - Jon Meacham, Pulitzer Prize for Biography -

HJR 0417 by *Hill

Memorials, Personal Achievement - Kasey B. Hawkins, Girl Scout Gold Award -

HJR 0418 by *Hill

Memorials, Personal Achievement - Remy K. Kerr, Girl Scout Gold Award -

HJR 0419 by *Hill

Memorials, Personal Achievement - Erin N. Morgan, Girl Scout Gold Award -

HJR 0420 by *Hill

Memorials, Personal Achievement - Mary S. Solke, Girl Scout Gold Award -

HJR 0421 by *Hill

Memorials, Personal Achievement - McCartney N. Andrews, Girl Scout Gold Award -

HJR 0422 by *Hill

Memorials, Personal Achievement - Keely J. Hawkins, Girl Scout Gold Award -

HB 2399 by *Weaver (SB 2366 by *Beavers)

Red Boiling Springs - As introduced, subject to local approval, rewrites charter. - Amends Chapter 120 of the Private Acts of 1953; as amended.

HB 2400 by *Shaw (SB 2368 by *Gresham)

Toone - As introduced, subject to local approval, reduces required number of ordinance readings from three to two, defines corporate boundaries, permits aldermen to simultaneously serve as recorder or treasurer. - Amends amend Chapter 414 of the Acts of 1903; as amended.

HB 2401 by *Johnson C, Pitts, Johnson P (SB 2367 by *Barnes)

Clarksville - As introduced, subject to local approval, rewrites the charter. - Amends Chapter 292 of the Private Acts of 1957.

THIRD CONSIDERATION

Consent Calendar:

HR's 72, 73, 74, 75, 76, 77, 78, 79, 80, 81 – ADOPTED 89-0-1.

HJR's 398, 399, 400, 401, 403, 404, 405, 406, 407 – ADOPTED 89-0-1.

SJR's 318, 319, 320, 321, 323, 323, 349, 350, 351 – CONCURRED 89-0-1.

First on The Calendar::

HB 962 – H refused to recede from H Amd. #1; Conference Committee appointed – Reps. Todd, McCord, Armstrong, Bass, Casada.

Regular Calendar::

SB 185 – PASSED 93-0.
HB 237 – PASSED 93-0.
HB 1105 – Amd. #1 ad. – PASSED AS AMENDED 89-1.
HB 1720 – RE-SET to 5/14/09.
HB 1580 – s/c SB 1947 – PASSED 92-0.
HB 1306 – s/c SB 1084 – PASSED 89-2-1.
HB 2329 – s/c SB 2241 – PASSED 87-1-1.
HB 1026 – PASSED 90-0.
HB 2395 – REFERRED to S&L.
HB 1847 – PASSED 88-0-1.
HB 806 – RE-SET to 5/7/09.
HB 2111 – s/c SB 1793 – PASSED 91-0.
HB 1558 – s/c SB 1917 – Amd. #1 ad. – PASSED AS AMENDED 92-0.
HB 352 – Amd. #1 ad. – PASSED AS AMENDED 90-0.
HB 1679 – s/c SB 1714 – Amd. #1 ad. – PASSED AS AMENDED 89-0.
HB 720 – Amd. #1 ad. – PASSED AS AMENDED 91-0-1.
HB 408 – s/c SB 1073 – PASSED 85-6.
HB 1409 – s/c SB 1327 – PASSED 91-1.
HB 1676 – PASSED 89-1.
HB 2254 – s/c SB 2296 – PASSED 92-0.
HB 1549 – s/c SB 944 – Amd. #1 ad. – PASSED AS AMENDED 78-1-1.
HB 225 – Amd. #4 ad. – PASSED AS AMENDED 92-0.
HB 253 – Amd. #1 ad. – PASSED AS AMENDED 91-0.
HB 1286 – s/c SB 1393 – Amds. #1 to 1, 1 ad. – PASSED AS AMENDED 92-0.
HB 1457 – PASSED 91-0.
HB 2330 – Amd. #1 ad. – PASSED AS AMENDED 62-25-4.
SB 215 – s/c SB 946 – PASSED 87-3.
HB 1876 – s/c SB 1623 – Amd. #1 ad. - PASSED AS AMENDED 91-0.
HB 2042 – PASSED 76-8-6.
HB 2248 – s/c SB 2294 – PASSED 84-5.
HB 2190 – s/c SB 1971 – PASSED 92-0.

Message Calendar::

HB 2218 – S Amds. #3, 4 CONCURRED.

COMMITTEE CALENDARS FOR TUESDAY, MAY 5, 2009

AGRICULTURE – HHR #29 – 9:15 a.m. –

HB's 721, 1428, 1360.

CALENDAR & RULES – HHR #16 – 8:00 a.m. –

HB's 356, 431, 2387, 527, 1245, HJR 285, HB's 372, 1929, 151, 321, 1303, 1122, 1201, 522, 1631, 1632, 628, 493, 1683, HJR's 116, 277, HB's 1698, 1535, 2092, 1832, 988, 1091, 1997.

COMMERCE – HHR #16 – 9:15 a.m. –

HB's 867, 378, 1846, 1932, 1349, 2085, 1520, 2316, 1721, 1309, 472, 1251, 1252, 1589, 1518, 1743, 1110, 2304, 793.

CONSERVATION & ENVIRONMENT – HHR #29 – 10:30 a.m. –

NO BILLS ON NOTICE – committee will meet. Resolutions will be presented for TWRA Board Members.

CONSUMER & EMPLOYEE AFFAIRS – HHR #29 – 3:00 p.m. –

HB's 480, 2324, 461, 574, 1500, 1777, 1963, 2268.

(5/5 Committee Calendars cont.)

FINANCE, WAYS & MEANS – HHR #16 – 1:30 p.m. –

HB's 1420, 375, 616, 631, 633, 530, 669, 730, 731, 2177, 980, 1053, 1225, 1442, 2134, 1605, 1619, 1822, 1840, 2136, 2312, SJR 127.

HEALTH & HUMAN RESOURCES – HHR #16 – 10:30 a.m. –

HB's 1353, 1655, 1821, 2344, 950, 1126, 1475, 1495, 1607, 1646, 1669, 1674, 1732, 2145, 2265, 2282, SJR 201, HJR 259.

STATE & LOCAL GOVERNMENT – HHR #16 – 12:00 noon –

HB's 1190, 1573, 670, 1297, 1370, 1852, HJR 5, HB's 610, 1144, 1957, 2058, 2318, 2380, SJR's 263, 264, HB 1845, HJR's 292, 191.

TRANSPORTATION – HHR #16 – 3:00 p.m. –

HB's 2326, 2052, 2196, 1376, 1325, 1321, 1318.

COMMITTEE CALENDARS FOR WEDNESDAY, MAY 6, 2009

CHILDREN & FAMILY AFFAIRS – HHR #16 – 8:30 a.m. –

HB's 677, 362, 637, 2372, 459, 33, 686, HJR 369, HB's 327, 332, 1298, 1301, 1383, 829, 2295.

EDUCATION – HHR #16 – 11:00 a.m. –

HB's 1823, 1825, 896, 1104, 1647, 881, 2028, 1860, 715, 1515, 777, 1531, 1560, 1643, 1648, 1866, 1867.

GOVERNMENT OPERATIONS – HHR #29 – 10:00 a.m. & HHR #30 – 2:30 p.m. –

HB's 1204, 1512, 1125, 2141, 1892, 792, 230, 852, 738, 1273, 991, 997, 999, 1015, 1039, 1073, 1081, 1083, 1092, 1098, 1815.

JUDICIARY – HHR #31 – 8:30 a.m. –

HB's 2189, 1258, 1257, 619, 1429, 925, 606, 238, 611, 607, 2193, 612, 666, 1545, 386, 1953, 1277, 2034, 969, 714, 325, 1407, 1302, 1354, 2099, 932, 1212, HJR 379, HB's 1394, 1379, 335, 1153, 1120, 346, 1385, 1579, 27, HJR 53, HB's 736, 435, 1762, 1614, 1267, 1210, 2325, HJR 75, HB's 898, 919, 1209, 724, 1837, 1348, 403, 1432, 887, 1747, 1430, 1781, 1786, 1795, 1796, 391, 1736, 583, 2249, 589, 590, 591, 597, 1440, 1446, 1449, 1454, 1450, 1547, 2234.

SUBCOMMITTEE CALENDARS FOR TUESDAY, MAY 5, 2009

CIVIL PRACTICE & PROCEDURE – HHR #31 – 12:00 noon - & 5/6 – HHR #31 – 2:00 p.m. –

HB's 2018, 2296, 1183, 1503, 1504, 1637, 1771, 1772, 1849, 1848, 2154, HJR 108, HB's 1598, 2109, 1576, 2377, 317, 1479, 2205, 2232, 2236, 2237, 2315, 2089, HJR 103, HB's 1150, 664, 1486, 1592, 1931, 2340, 1775, 367, 1453, 2233, 2299, 190, 1151, 2284, HJR 104, HB's 2369, 193, 2000, 1707.

EMPLOYEE AFFAIRS – HHR #29 – 1:30 p.m. –

HB's 857, 1192, 1471, 1472, 1899.

ENVIRONMENT – HHR #29 – Immediately following Conservation –

HB's 790, 977, 1615, 1616, 1617.

GENERAL – HHR #29 – Immediately following Agriculture –

HB 1962.

HIGHER EDUCATION – HHR #29 – 8:30 a.m. –

HB's 1544, 712, 808, 1851, 1221, 1222, 1861, 1862.

PROFESSIONAL OCCUPATIONS – HHR #31 – 8:30 a.m. –

HB's 394, 1546, 722, 1114, 1268, 1275, 1651, 1715, 1871, 1872, 2337.

PUBLIC HEALTH & FAMILY ASSISTANCE – HHR #30 – 4:00 p.m. –

HB's 1810, 2319, 1756.

PUBLIC SAFETY – HHR #16 – Immediately following Transportation –

HB's 541, 1202, 1426, HJR 381.

SMALL BUSINESS – HHR #16 – 9:00 a.m. –

HB 1575.

UTILITIES & BANKING – HHR #30 – 10:30 a.m. –

HB's 235, 1842.

SUBCOMMITTEE CALENDARS FOR WEDNESDAY, MAY 6, 2009

BUDGET – HHR #29 – 11:00 a.m. –

HB 1833, HJR 113, HB's 92, 1246, 1998, 1517, 1760, 2364, 2308, 2389, 1501, 348, 351, HJR 83, HB's 39, 132, 223, 1909, 2198, 2124, 2037, 518, 1947, 1543, 1278, 1484, 614, 2264, 1996, 290, 206, 2194, 474, 1943, 963, 1448, 1629, 467, 241, 297, 2376, 1468, 1155, 1263, 264.

CRIMINAL PRACTICE & PROCEDURE – HHR #31 – 12:00 noon –

HB's 1801, 1805, 1806, 1807, 1808, 1809, 1700.

INDUSTRIAL IMPACT – HHR #30 – 10:00 a.m. –

HB's 2289, 2201, 276, 272, 1562, 1703, 2362, 381, 2105, 1907, 1249.

K-12 – HHR #16 – 10:00 a.m. & HHR #16 – 1:30 p.m. –

HB's 795, 2146, 2148, 2087, 1507, 15, 952, 549, 552, 553, 1425, 1509, 2164, 1364, 599, 816, 1739, 947, 1865, 1868, 1873, 2298, 885, 967, 1393, 983, 1530, 1175, 797, 1525, HJR 308.

LOCAL GOVERNMENT – HHR #29 – 2:30 p.m. –

HB's 2175, 1458, 1813, 1779, HJR 70, HB's 1577, 1587, 2166, 2176, 938, 1950, 1976, 1139, 21, 22, 1705, 1928, 1740, 1196, 1702, 96, 1688, 1921, 1478, 1542, 2095, 1933, 2360, 1633, 2354, 2355, 2356, 799, 309.

STATE GOVERNMENT – HHR #29 – 8:30 a.m. –

HB's 1692, 2238, 2260, 382, 129, 23, 40, 224, HJR 382, HB's 592, 2147, 1578, 1662, 2093, 2101, 1414, 2349, 825, 78, 506, 1513, 239, 333, 851, 2156, 739, 740, 741, 743, 746, 1529, 11, 52, 243, 252, 257, 260, 265, 388, 424, 501, 504, 505, 507, 524, 573, 652, 653, 671, 674, 697, 732, 757, 758, 759, 801, 813, 818, 895, 906, 907, 946, 1185, 1198, 1241, 1289, 1339, 1400, 1411, 1537, 1691, 1711, 1714, 1733, 1755, 1901, 1944, 1954, 2001, 2003, 2010, 2011, 2021, 2049, 2055, 2088, 2150, 2184, 2191, HJR's 17, 77, 125, 138, SJR 14.

STUDY COMMITTEE (FW&M) – HHR #29 – 1:30 p.m. –

HJR 115, HB's 1745, 50, 529, 131, HJR's 4, 76, HB's 1972, 2199, HJR's 119, 32, HB 687.

MESSAGE FROM THE GOVERNOR

HB's 46, 254, 1054, 2256, 2274, 2301 – SIGNED 4/27/09.

HJR's 160, 326, 328, 329, 348 – SIGNED 4/28/09.

HOUSE CONVENES AT 4:00 P.M., MONDAY, MAY 4, 2009